

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Civil No. 25-cv-4127 (JRT/ECW)

Gertrudiz Bejarano Cruz,

Petitioner,

v.

**DECLARATION OF
THOMAS P. MURPHY**

Kandiyohi County Jail et. al.,

Respondents.

Thomas P. Murphy, Deportation Officer, United States Immigration and Customs Enforcement (“ICE”), Department of Homeland Security, for his declaration under 28 U.S.C. § 1746, hereby states as follows:

1. The following declaration is based on a review of the Petitioner’s alien file, statements, and e-mails.

2. I am and have been employed with ICE since April 1, 2007. I began my career as an Immigration Enforcement Agent, later promoted to Deportation Officer. I have been a Deportation Officer since May 2, 2015.

3. As a Deportation Officer, my assigned duties are to identify, locate, and arrest aliens illegally present in the United States. Additionally, I am charged with the responsibility of overseeing the cases of aliens in removal proceedings. These duties include reviewing alien files for sufficiency, reviewing the detention and release of aliens in ICE custody, monitoring the progress of cases through the hearing process, and enforcing the immigration court’s decision, including executing removal orders. I am also

responsible for presenting criminal immigration cases to the United States Attorney's Office for possible criminal prosecution.

4. Gertrudiz Bejarano-Cruz ("BEJARANO") is a native and citizen of Nicaragua. A true and correct copy of BEJARANO's Record of Deportable/Admissible Alien Form I-213 detailing his personal history and summary of arrest last updated on September 29, 2025, is attached as **Exhibit A**.

5. On or about January 28, 2022, BEJARANO entered the United States near Hidalgo, TX, without admission or parole. ERO served BEJARANO a Notice to Appear, Form I-862 and released.

6. On December 12, 2024, ERO New York served BEJARANO a Superseding Notice to Appear, Form I-862 via US mail. A true and correct copy of the Form I-862 is attached as **Exhibit B**.

7. On September 28, 2025, ERO St. Paul encountered BEJARANO at the Stearns County, MN Jail from a biometric match after an arrest for Driving While Intoxicated. An ERO Officer identified himself and took BEJARANO into custody.

8. On October 22, 2025, DHS served BEJARANO an I-261, charging removability under Section 212(a)(7)(A)(i)(I) of the INA. A true and correct copy of the Form I-261 is attached as **Exhibit C**.

9. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: November 12, 2025

THOMAS P
MURPHY

 Digitally signed by THOMAS P
MURPHY
Date: 2025.11.12 10:46:36 -06'00'

Thomas P. Murphy, Deportation Officer
U.S. Immigration and Customs Enforcement